

Baltimore, October 4th, 1905.

The Board of Public Works met in the office of the Governor, in the Fidelity Building, Baltimore, at 11.45 a. m., this being the regular meeting day prescribed by the State Constitution. Present: Governor Warfield, Comptroller Atkinson and Treasurer Vandiver.

The minutes of the previous meeting were read and approved.

The Board took up for consideration and action, the matter of the allotment of the contract for State printing, bids for which were submitted and opened at the meeting held on July 28th, 1905. After some discussion, Dr. Atkinson, seconded by Treasurer Vandiver, offered the following:

"Whereas, it appears that Edwin W. King, trading as King Brothers, is the lowest bidder under the advertisement for bids for State printing under Chapter ----- of the Acts of 1904, at the price named in his bid (\$17,999), and

"Whereas, their bid is less than the maximum amount named in the said Act, and the Board has already stated to the other bidders that no bid for more than \$18,000 would be considered;

"Therefore, Resolved, that said contract be awarded to said Edwin W. King, trading as King Brothers, and that the Attorney General be requested to prepare proper form of contract, and that said King, trading as King Brothers, be required to give proper bond for the faithful performance of the same."

Which was unanimously adopted.

The Governor submitted to the Board certain complaints against the Commander of the State Fishery Force, Capt. T. C. B. Howard, filed by Senator Wm. F. Applegarth of Dorchester County, and the Democratic State Central Committee for that County, charging that Capt. Howard is not supporting Senator Applegarth for re-election but is doing all he can to compass his defeat. After full discussion, it was decided that it is not the province of this Board to officially take cognizance of such complaints.

A letter from Senator Foxwell, of Kent County, and other citizens of that County, recommending Capt. James Dolan for appointment as Master of the local police boat for the waters of Kent County, was submitted to the Board, who directed that the matter be referred to the Commander of the State Fishery Force for his

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action.

The Comptroller, seconded by the Treasurer, moved that the bill of L. K. Diehlman for preparing the booklet "The Seventh Star" for the Commission to the Louisiana Purchase Exposition, amounting to \$50, be paid out of the Contingent Fund. Carried.

The Comptroller reported to the Board that he had investigated the written charges made by Charles J. Holland against Capt. T. C. B. Howard, and that he finds the same are unsupported by facts, and he recommends that no further action be taken in the matter. A motion to that effect, seconded by the Treasurer, was unanimously carried.

The Secretary reported that he had prepared, and had executed, the contract with the William J. C. Dulany Company for stationery for the State, which report was approved and, on motion, ordered spread upon the minutes.

This contract entered into this 31st, day of August 1905, between the Board of Public Works of the State of Maryland, party of the first part, and William J. C. Dulany Company, of Baltimore, Maryland, party of the second part, Witnesseth:

The party of the second part agrees to furnish to the party of the first part for use by the Court of Appeals and Library of the State, the Executive and the General Assembly of Maryland, Session of 1906, the amount of stationery and supplies enumerated in the accompanying schedule and proposal and of the kind and quality therein respectively set forth which is made a part of this contract, and the party of the first part agrees to purchase the full amount therein set forth, to be furnished as ordered by the State, Librarian and Secretary of State at the prices therein set forth, and all additional quantities needed during the continuance of the contract are to be furnished to the party of the first part by the party of the second part at said enumerated prices. Each article furnished to be of the same kind and quality respectively as those contracted for above.

Where supplies are needed other than those set forth in the schedule, they are to be purchased from the party of the second part at the current market price. This contract to continue in effect from June 1st, 1905 to May 30th, 1907. Payments to be made by the Board of Public Works monthly, the money to be taken out of

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any money in the Treasury not otherwise appropriated.

The supplies to be delivered to the State Librarian and settlements made upon receipts therefor.

Witness our hands and seals this thirty first day of August, 1905, to this and a like instrument of even tenor and date.

Witness as to signatures of Board of Public Works. Edwin Warfield, Governor (Seal)
Gordon T. Atkinson, Comptroller (Seal)
Murray Vandiver, Treasurer, (Seal)
Oswald Tilghman. Board of Public Works of the State of Maryland.

Witness:
H. K. Dickey. Wm. J. C. Dulany Company
Adolph Lohamier, Sec. (Seal)

SCHEDULE OF SUPPLIES FOR THE LEGISLATIVE, EXECUTIVE
AND JUDICIAL DEPARTMENT OF THE STATE.

2 gro. common awls, sample	-----	\$14.00	\$28.00
2 " Wostenholm's Steel erasers #5611	-----	60.00	120.00
1 " " folding " #16692	-----		108.00
5 " Fabers Comet " #1087	-----	10.00	50.00
3 " Dixon's " #897	-----	6.00	18.00
5 lbs. " economy " #20	-----	1.00	5.00
1 gro. mucilage reservoirs with cover and brush, sam.			21.00
3 " Pyralin paper cutters 6"	-----	16.00	48.00
1 " " " " 10"	-----		48.00
1 " bxs. round head paper fasteners 1/2"	-----		15.00
1 " flat " " " "	-----		9.00
3 " pencils, Dixons, #349	-----	7.50	22.50
3 " " " #350	-----	7.50	22.50
5 " " " #400	-----	7.50	37.50
10 " " " #728	-----	4.50	45.00
5 " " " #1000	-----	5.50	27.50
5 " " " #1150	-----	7.50	37.50
5 " " " #1160	-----	5.75	28.75
6 " " Eagle #403	-----	8.00	48.00
5 " " " #408	-----	5.00	25.00
5 " " " #415	-----	4.50	22.50
1 " " " #590	-----		6.00
1 " " " #780	-----		9.00
1 " " " #272	-----		7.50

5 gro. Penholders, Eagle #1015 -----	5.00	25.00
5 " " " #1528 -----	5.00	25.00
2 " " " #1926 -----	6.00	12.00
2 " " " #1927 -----	9.00	18.00
2 " Pyramid Pins -- -----	9.00	18.00
4 " pink tape ----- 36 yds. spools -----	21.00	84.00
5 rms. blotters, 100 lbs. 19 x 24 -----	6.00	24.00
6 M. Cut Blotters 4 x 9 1/2 ----	2.00	12.00
		<u>\$1033.25</u>
1 gro. brass edge rulers 12" sample -----		9.00
1 " " " " 18" " -----		12.00
1 " Carters Record Ink, Qts. -----		96.00
1 " " " " Pts. -----		60.00
1 " " Red " 2 oz. -----		9.00
1 doz. " " " pts. -----		9.00
6 " " mucilage qts. -----	6.00	36.00
6 " " " pts. -----	3.00	18.00
6 " Ideal t. w. ribbons, blk. record -----	12.00	72.00
1 gro. Carters Paste, 8 oz. -----		45.00
10 bxs. Gossamer carbon paper, ideal blk. 8 x 13 ----	2.75	27.50
10 " Little's cobweb carbon, blk. 8 x 13 -----	4.00	40.00
7 doz. shears, 8" sample -----	5.50	38.50
7 " " 10" " -----	9.00	63.00
1 gro. Paul's Ink, 2 oz. patent bottles -----		6.00
400 bill files, leatherette 10 1/2 x 14 -----	.45	180.00
400 journal files, 8 1/2 x 11 -----	.45	180.00
150 glass sponge cups, 3" -----	.10	15.00
200 sponges, small for sponge cup -----	.05	10.00
1 gro. boxes rubber bands 6 1/2 x 1 1/2 -----		15.00
1 " " " " 5 x 5/8 wide -----		10.00
1 " " " " 7 x 5/8 " -----		12.00
1 " " " " 9 x 5/8 " -----		15.00
2 " " " " asst. #300 -----	75.00	150.00
20 cases Empress toilet paper -----	8.00	160.00
150 desk pads for blotters 12 x 18 leatherette cor, ners, four corners to be stamped in gilt with owners name, etc., -----	3.50	525.00
16 rms. bill paper white linen record 18 x 23 -----	12.00	192.00
16 " " " bluish " " " -----	12.00	192.00

1 ream, each, resolution paper, both bluish and white

15 x 19 ----- 12.00 24.00

The bill and resolution paper is of the same quality and Crane's, Weston's or Brown's may be used.

16 M, envelopes 6 1/4 (60 lb.) printed, House -----	2.00	32.00
10 " " " " " Senate -----	2.00	20.00
		<u>\$3306.25</u>
3 M. " #10 " " House -----	4.50	13.50
3 M. " " " " Senate -----	4.50	13.50
1 M. " #12 " " House -----		6.50
1 M. " " " " Senate -----		6.50
5 M. " 6 3/4 Bankers Linen, 20 lbs. embossed to order -----	15.00	75.00
15 M envelopes, Marcus Wards #211 Baronial 13 -----	15.00	225.00
2 M. scratch pads, Hinsdell's Pat. #4026 -----	21.00	42.00
2 " " " " " #4028 -- -----	25.00	50.00
2 " " " " " #4030-----	40.00	80.00
2 " " " " 8 1/2 x 11" perforated --	25.00	50.00
12 rms. Commercial Note Paper 6 lbs. Whiting Holyoke or Mount Vernon Mills -----	1.00	12.00
25 rms. legal cap 18 lb. -----	5.00	125.00
20 " fools cap 14 " -----	4.50	90.00
25 " whole note printed Senate (See note below)	4.00	100.00
60 " " " " House " " "	4.00	240.00
30 " Marcus Ward #211 Commercial -----	4.00	120.00
15 " Bankers Linen 8 1/4 x 10 1/4, 20 lb. 17x22	2.00	30.00
10 " type-writer, Brown's No. 1 extra light red	1.00	10.00
15 " " " " 3 wove " "	1.50	22.50
5 " " " " 9 heavy wove	2.50	12.50
10 " Manilla wrapping No. 1, 24 x 36 - 70 lb. ---	3.50	35.00
6 " hardware - 30 x 40 - 100 lb. -----	6.00	36.00
1 M. letter tabs. printed, House, 50 sheets each	.18	180.00
1 " " size sheets, Senate, 50 " "	.18	180.00
3 M " " Bankers Linen, embossed -----	15.00	45.00
5 M Packett Bankers Linen, embossed, -----	15.00	75.00
200 balls of twine, 2 ply, No. 1, -----	.15	30.00
200 " " " " " 1 fine -----	.10	20.00
1 gro. rubber bands, Fabers asst. #80 -----		6.00

10. gro. pens, Spencerian, No. 1 -----	1.00	10.00
25 " " . Easterbrook, #48 -----	.75	18.75
25 " " " #312 -----	.75	18.75
25 " " " #313 -----	.75	18.75
25 " " Gillott's #303 -----	1.00	25.00
25 " " " #404 -----	.75	18.75
		<u>\$5347.25</u>

100 stickers, perforated and gummed for each Senator and Member of the House of Delegates with name printed -----		25.00
		<u>\$5372.25</u>

All goods to be delivered at State Library.

Printing and embossing to be done in red for Senate and blue for the House of Delegates.

The paper for tablets and whole note paper except as otherwise specified to be of Chesapeake fine, 17/22-24 lb., folio, or equal grade, subject to test.

Tablets to be put up in 50 sheets with blotter covers, blue for House and red for Senate.

Papers to be furnished plain or ruled as wanted.

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The following supplies for the Executive Department are to be as per sample hereto attached of the same quality and weight of paper as per sample. :::::::::::::::::::::::::: The die on this sample being incorrect, to be changed as per sample to be furnished on application to the Executive Office.

10 rms. Agawam Bond paper 8 1/2x11, blue embossed, Secretary of State -----	125.00
10 rms. Agawam Bond paper 8 1/2 x 11, blue embossed, Executive Department -----	125.00
2500 Agawam Bond envelopes 3 1/2 x 6 1/2 blue embossed, Secretary of State -----	35.00
2500 Agawam Bond envelopes, 3 1/2 x 6 1/2, blue embossed, Executive Department -----	35.00
2500 Agawam Bond envelopes 4 1/2 x 9 1/2 blue embossed, Secretary of State -----	37.50
2500 Agawam Bond envelopes 4 1/2 x 9 1/2 blue embossed, Executive Department -----	37.50
5 reams Crane's Kid Finish paper, blue tint, 8 1/2 x 11	

gold embossed, Executive Department-----	170.00
2500 Crane's Kid Finish envelopes blue tint 4 1/2 x 9 1/2	
gold seal embossed on flap -----	85.00
	<u>\$6022.25</u>

The Governor submitted to the Board the following communications, which, upon motion of the Treasurer, seconded by the Comptroller, were spread upon the minutes of the Board.

Baltimore, Md., September 7, 1905.

Hon. Edwin Warfield,

Governor of Maryland,

Dear Governor:

At a meeting of the stockholders of the Chesapeake and Ohio Canal Company, duly called according to law, held at my office to-day, a resolution was adopted by the stockholders relative to the Canal Company's exemption from taxation and the waiving of the same under certain contingencies. I was instructed by the stockholders to officially hand you a copy of said resolution duly certified to by me as President of said meeting and by the Secretary thereof, under the seal of the Company, and I now have the honor of handing you said copy of said resolution duly certified as above.

Very respectfully,

F. A. Furst, President, The Chesapeake & Ohio Canal Company and of said stockholders' meeting.

September 7, 1905.

Hon. Edwin Warfield,

Governor of Maryland,

Annapolis, Maryland.

My dear Governor:

You will remember that in the assignment by the Board of Public Works to me of the interest of the State of Maryland in the Chesapeake and Ohio Canal, it was provided as a condition of the said assignment that on or before the first day of December 1905, I should cause a meeting of the stockholders of the Canal Company to be called regularly, and have the said stockholders' meeting adopt a resolution requesting the Legislature of Maryland to pass a law amending the charter of the Chesapeake and Ohio Canal Company repealing the exemption of the said Company from taxation under certain contingencies set out in said assignment.

10. gro. pens, Spencerian, No. 1 -----	1.00	10.00
25 " " . Easterbrook, #48 -----	.75	18.75
25 " " " #312 -----	.75	18.75
25 " " " #313 -----	.75	18.75
25 " " Gillott's #303 -----	1.00	25.00
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2500 Agawam Bond envelopes 3 1/2 x 6 1/2 blue embossed, Secretary of State -----	35.00
2500 Agawam Bond envelopes, 3 1/2 x 6 1/2, blue embossed, Executive Department -----	35.00
2500 Agawam Bond envelopes 4 1/2 x 9 1/2 blue embossed, Secretary of State -----	37.50
2500 Agawam Bond envelopes 4 1/2 x 9 1/2 blue embossed, Executive Department -----	37.50
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Baltimore, Md., September 7, 1905.

Hon. Edwin Warfield,

Governor of Maryland,

Dear Governor:

At a meeting of the stockholders of the Chesapeake and Ohio Canal Company, duly called according to law, held at my office today, a resolution was adopted by the stockholders relative to the Canal Company's exemption from taxation and the waiving of the same under certain contingencies. I was instructed by the stockholders to officially hand you a copy of said resolution duly certified to by me as President of said meeting and by the Secretary thereof, under the seal of the Company, and I now have the honor of handing you said copy of said resolution duly certified as above.

Very respectfully,

F. A. Furst, President, The Chesapeake & Ohio Canal Company and of said stockholders' meeting.

September 7, 1905.

Hon. Edwin Warfield,

Governor of Maryland,

Annapolis, Maryland.

My dear Governor:

You will remember that in the assignment by the Board of Public Works to me of the interest of the State of Maryland in the Chesapeake and Ohio Canal, it was provided as a condition of the said assignment that on or before the first day of December 1905, I should cause a meeting of the stockholders of the Canal Company to be called regularly, and have the said stockholders' meeting adopt a resolution requesting the Legislature of Maryland to pass a law amending the charter of the Chesapeake and Ohio Canal Company repealing the exemption of the said Company from taxation under certain contingencies set out in said assignment.

I have caused a meeting of the stockholders of said company to be regularly called according to the charter, and have had said resolution adopted in the words required by the conditions set out in said assignment; and I now hand you, as required by the said conditions a copy of said resolution so passed by said stockholders' meeting, duly certified by the President and Secretary of said stockholders' meeting, and by the President of the said Canal Company under the seal of said Company.

As required by said conditions a copy of same resolution will also be handed you by Mr. Frank A. Furst, President of the Company and President of said stockholders' meeting.

Very sincerely,

F. S. Landstreet.

Fidelity Building, Baltimore, Md.

September 21, 1905.

Hon. Wm. Shepard Bryan, Jr.,

Attorney General of Maryland,

Maryland Telephone Bldg.,

Baltimore, Maryland.

My dear Sir:

Please find herewith enclosed resolutions passed by the stockholders of the C. & O. Canal, waiving exemption from taxation under certain contingencies. Two copies of the same are sent you, one from F. A. Furst, President of the C. & O. Canal Company and of said stockholders' meeting and the other from Mr. Landstreet in accordance with his agreement.

Kindly let me know if they are in proper form, in accordance with the agreement made in the matter, for transmission to the Board of Public Works.

Very truly yours,

Edwin Warfield,

Governor of Maryland.

Baltimore, September 21st, 05.

Dear Sir:

I beg to acknowledge the receipt of your letter of the 21st, inst., enclosing two copies of the resolutions passed by the stockholders of the C. & O. Canal Company agreeing to waive their exemption from taxation upon certain contingencies.

These resolutions seem to me to comply with Mr. Landstreet's undertaking.

I would suggest that you lay the matter before the Board of Public Works, and that in your message to the next General Assembly you will inform them of the passage of these resolutions and of the agreement made with Mr. Landstreet, when the State's interest in the C. & O. Canal Company was sold, so that the General Assembly may, if it sees fit, pass an Act in regard to the repeal of the C. & O. Canal Company's exemption from taxation on the contingency mentioned in the resolutions.

I return you herewith both copies of these resolutions.

Of course, these copies should be preserved by the Board of Public Works among its archives.

Yours very truly,

Wm. S. Bryan, Jr., Attorney General.

Hon. Edwin Warfield,

Governor of Maryland,

Annapolis, Maryland.

RESOLUTION.

Whereas, On the fourth day of January 1905 Edwin Warfield, Governor of the State of Maryland; Gordon T. Atkinson, Comptroller of the State of Maryland, and Murray Vandiver, Treasurer of the State of Maryland, being and constituting the Board of Public Works of the State of Maryland, and authorized by law to act in the premises, did sell, grant, assign, and convey unto Fairfax S. Landstreet, of the State of West Virginia, all the right, title and interest of the State of Maryland in and to certain mortgages given to said State by the Chesapeake and Ohio Canal Company upon its property, and all the right, title and interest of said State of Maryland in and to all the capital stock, preferred, common, and deferred common capital stock of said Chesapeake and Ohio Canal Company held by said State, and all the right, title and interest of said State generally, as mortgagee, creditor or stockholder in and to the Chesapeake and Ohio Canal Company and its property, at and for the sum of one hundred and fifty five thousand dollars (\$155,000) all of which is particularly set out in said assignment, dated as aforesaid and recorded in Liber No. 121 folio 156, one of the Land Records of Washington County, Maryland; and

Whereas, said assignment was so made by said Board of Public Works to said Landstreet upon conditions set out in said assignment, that the grantee therein, the said Fairfax S. Landstreet, should on or before the first day of December 1905 cause or procure a resolution to be passed at a duly called meeting of the stockholders of the Chesapeake and Ohio Canal Company (if the stock thereby assigned to said Landstreet was sufficient to enable him to so pass the same) requesting the General Assembly of Maryland to amend the charter of the said Chesapeake and Ohio Canal Company by enacting that said Company, upon the happening of certain contingencies, thereby waive any and all its exemptions from taxation now held and enjoyed by said Canal Company, which resolution, so to be passed by the stockholders of said Canal Company, was fully set out in said assignment, and is hereinafter recited; and

Whereas, in order to comply with said condition of said assignment, the said Fairfax S. Landstreet, having so become the owner of a large majority of said stock of said Canal Company, did procure a general meeting of the stockholders of said Canal Company to be called by Frank A. Furst, the President of said Company, at his office, Nos. 206-208 North Charles Street, Baltimore, Maryland, on this Thursday, the seventh day of September 1905 at ten o'clock a. m., for the purpose of considering said resolution, said notice of said meeting having been duly published in four newspapers, one each in the States of Maryland, Virginia and Pennsylvania, and one in the District of Columbia for more than 30 days before said meeting, as required by the charter of said Canal Company; and the stockholders of said Canal Company, in pursuance of said notice have now met at said time and place for said purpose;

Now, Therefore, in order to fully comply with said condition of said assignment, 'Be it resolved and is hereby ordered by the stockholders of the Chesapeake and Ohio Canal Company in said stockholders meeting assembled, that the General of Maryland be, and hereby is, requested to amend the charter of the said Chesapeake and Ohio Canal Company, by enacting that if the said Chesapeake and Ohio Canal Company shall at any time build, operate or maintain, or grant or attempt to grant, to any other person or number of persons, or to any body corporate, the right to build, operate,

or maintain any railroad or railroad tracks upon the property of said Chesapeake and Ohio Canal Company, that then any and all exemptions from taxation now held and enjoyed by said Chesapeake and Ohio Canal Company shall be surrendered and forfeited to the State of Maryland. It being understood, however, that the purchase or acquisition by a condemnation by the Western Maryland Railroad Company of the rights of way and other easements authorized to be acquired by the said Western Maryland Railroad Company, by Chapter 56 of the Acts of 1904, shall not be construed as a right to build, operate and maintain a railroad on the property of the Chesapeake and Ohio Canal Company within the meaning of this resolution. And the Chesapeake and Ohio Canal Company hereby gives its irrevocable assent to the passage of an amendment of its charter to the above effect by the General Assembly of Maryland. And the Chesapeake and Ohio Canal Company hereby directs the presiding officer of this meeting of its stockholders to deliver within 30 days from this date a copy of this resolution, certified under the seal of the said Chesapeake and Ohio Canal Company, to the Governor of Maryland.

And Whereas, it was a further condition of said assignment from the State of Maryland to the said Fairfax S. Landstreet, that the said Landstreet should on or before the first day of January 1906, cause a copy of said resolution, duly authenticated by the seal of said Chesapeake and Ohio Canal Company and attested by the signature of the presiding officer of said meeting of stockholders of the said Chesapeake and Ohio Canal Company, to be delivered to the then Governor of Maryland at his office in Annapolis.

Now, Therefore, in order to comply with said condition of said assignment, it is further resolved and ordered by said stockholders of said Canal Company at this meeting, that the said Fairfax S. Landstreet shall on or before the first day of January, 1906, cause a copy of the foregoing resolution, duly authenticated by the seal of said Canal Company and attested by the signature of the presiding officer of this meeting of stockholders to be delivered to the Governor of the State of Maryland at his office in Annapolis, Md.

I, Frank A. Furst, President of the meeting of the stockholders of the Chesapeake and Ohio Canal Company held at my office

in Baltimore City, Md., on the seventh day of September 1905, in pursuance of the notice of said meeting duly published as required by law, do hereby certify that the annexed and foregoing resolution is a true copy of a resolution considered, adopted and passed by the stockholders of said Chesapeake and Ohio Canal Company in said meeting assembled on said date.

In witness whereof, I have hereunto set my hand as such President of such stockholders meeting and as President of said Canal Company, and have caused the corporate seal of said Chesapeake and Ohio Canal Company to be hereunto affixed, duly attested by me, as such presiding officer of said stockholders' meeting, and also by the Secretary of said meeting.

Attest:	F. A. Furst, President of said
O. H. Smith, Secretary.	Stockholders' Meeting of said Canal
F. A. Furst, President of	Company.
said Stockholders Meeting.	

On motion, the Board at 12.30 p. m., adjourned, but immediately reconvened to receive Messrs. G. T. Phillips, President of D. E. Foot & Company, Inc., and W. H. Killian, Secretary of the Oyster Packers Association of Baltimore City, who appeared as representatives of that Association and filed with the Board a written request that the Oyster Cull Law should be rigidly enforced, signed by firms engaged in the oyster packing industry in Baltimore City, representing, they claimed 98 per cent of the total out-put.

October 2, 1905.

To His Excellency, Edwin Warfield, Governor,

and the Honorable Board of Public Works,

Gentlemen:- We, the undersigned, Members of the Baltimore Oyster Packers Association, being those packers in the City of Baltimore, who purchase and unload cargoes of shell oysters from vessels, do earnestly petition your Honorable body to give careful consideration to the conditions set forth in this our petition and to give such aid and relief from the present distressing conditions as lies in your power, by the rigid enforcement of the Cull Law.

I. Experience has taught and the law wisely provides that all oysters be "culled where taken." This perpetuates the beds by preserving to them the small oysters, one bushel of which, if allowed to remain until attaining their proper growth, would mean

probably three or four bushels.

However, it has become customary to bring to market cargoes of oysters containing undersized oysters and shells in varying proportions, the captain, if detected, being fined a nominal sum and the cargo is permitted to be unladen and used up in violation of the express provision of the law, which makes it incumbent upon the captain to re-cull a cargo and return the culls and shells to the beds where taken, another wise provision for perpetuating the beds.

As from the wording of the law but one construction can be placed upon it to "either cull where taken" or to "re-cull and return to beds where taken", we respectfully petition you to instruct the Commander of the State Fishery Force to execute the law according to the full intent.

II. In order that the law be executed to the justice of all, and not operate to the detriment of any, the culling should take place on the beds, otherwise the interests of the industry in Baltimore, as well as that of captains buying and freighting cargoes to Baltimore market, will be jeopardized by reason of the fact that unscrupulous catchers of oysters "who would not cull their cargoes" might find opportunities for disposing of their illegal catch at points on the Bay where provision for inspection is not adequate, or for the far greater reason of their opportunity for disposing of such illegal catch outside the borders of the State as "seed" to foreign planters - thereby robbing the industry to the State of Maryland for the benefit of competitors in other States.

As the execution of the law can only be fraught with the best results when "oysters are culled where taken" insuring thereby justice to all interests and avoiding the possibility of landing where inspection may be impossible or inadequate, and cutting off the traffic of catching seed. Oysters for planting in other States, we respectfully petition you to instruct the Commander of the State Fishery Force to cause a rigid inspection "on the beds where taken" and with a special view to the discontinuance of the taking of seed oysters.

We believe that a rigid enforcement of the law would bring benefit and prosperity to the State's greatest industry, which by reason of these abuses has fallen from year to year, until not only

have those engaged in the business found it impossible to do their business with profit but are now confronted with a certain loss and ultimate ruin, which not only threatens the welfare of the citizens but the institutions of the State.

We have the utmost confidence in our executives to so administer the wise provisions of the existing law that they will abound to the advantage and lasting benefits of all citizens of the State alike, and to protect them as far as lies in their power from the wrong and losses they must inevitable suffer by reason of the depredations of foreign planters through collusion with those of our own unscrupulous citizens engaged in the illegal traffic of "catching off the nucleus of the beds to be transplanted in the waters of other States to be used in competition with us.

With the earnest hope that you will give careful consideration to our petition, and co-operate with us in the upbuilding of Maryland's greatest industry, we subscribe ourselves,

Very respectfully,

D. H. Foote & Co.
 Morse & Bradly & Co.,
 H. J. McGrath & Co.,
 Schall Packing Co.,
 Wm. L. Ellis & Co.,
 Lord Matt Co.,
 T. L. L. Ford, Sec. & Treas.
 W. H. McGeed Co.,
 C. L. Applegarth & Co.,
 J. H. Collison,
 Louis Grebb,
 J. S. Forren & Co.,
 Martin Hagner Co.,
 Gibbs Preserving Co.,
 J. Langrall Bro.,
 T. E. Travers & Co.,
 R. E. Roberts & Co.,
 The Booth Packing Co.,
 Hugh Sorem, Pres.,
 John Boyle & Co.,
 Chas. Brobks, Pres.,
 Torsch Packing Co.,
 F. A. Torsch, Treas.,
 Platt & Co.,
 H. McWilliams & Co.,
 S. C. Little & Co.,
 F. P. Coleman & Co.,

The callers claim that the only effective way of carrying out the provisions of the cull law is to require that all oysters be culled where taken. Mr. Phillips stated that he spoke from a life long experience of the oyster business, that he had been in the packing business for fourteen years, and in the commission business four years before that, and identified with the business of catching oysters all his life. He said the evils now complained

of can be remedied by impartial, strict and rigid enforcement of the culling law on the grounds, that if the oysters were sent to the cities before being culled, the measurers seem to consider that they are placed in their positions merely for the protection and assistance of the dredgers, and in no sense that of the packers.

The Comptroller moved that a copy of the letter filed by these gentlemen be forwarded at once to Commander of the State Fishery Force and that he be instructed to see that the law is rigidly enforced and that the oysters are culled where taken, whenever it is possible.

Seconded by the Treasurer and unanimously adopted.

It was also ordered that the letter be spread upon the minutes of the Board.

The Board at 1:20 p. m., adjourned.

Oswald Tilghman

Secretary.

